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PATENT APPLICATION  
10/751,612

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: T. Erik Mirkov et al.  
Serial No.: 10/751,612  
Filed: January 5, 2004  
Group No.: 1638  
Examiner: Elizabeth F. McElwain  
Notice of Allowance Mailed: April 10, 2007  
Confirmation No.: 2393  
Title: STEM-REGULATED, PLANT DEFENSE PROMOTER AND  
USES THEREOF IN TISSUE-SPECIFIC EXPRESSION IN  
MONOCOTS

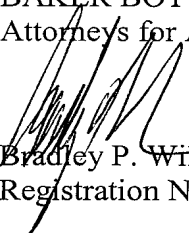
**Mail Stop Issue Fee**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO REASONS FOR ALLOWANCE**

Applicants appreciate the Examiner's allowance of Claims 1, 3-14, and 16-34. Pursuant to 37 C.F.R. § 1.104, Applicants respectfully issue a statement commenting on the Examiner's reasons for allowance. Applicants respectfully disagree with the Examiner's reasons for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Furthermore, Applicants do not admit to any characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants

  
Bradley P. Williams  
Registration No. 40,227

Date: July 10, 2007  
**CUSTOMER NO. 05073**